

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES  
of AMERICA,**

**v.**

**ALPHONSE HOWARD**

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**CIVIL ACTION  
No. 11-237**

**CRIMINAL ACTION  
No. 07-021-1**

**ORDER**

**AND NOW**, this 18<sup>th</sup> day of May, 2011 upon consideration of Defendant Alphonse Howard's Motion pursuant to 28 U.S.C. § 2255 to Vacate, Set Aside or Correct Sentence (Doc. No. 87) and the Government's opposition thereto (Doc. No. 94), for the reasons delineated in the accompanying Memorandum, it is hereby **ORDERED** that the Motion is **DENIED**. Likewise, for the same reasons outlined in the Memorandum, no certificate of appealability should or will be issued.

It is further **ORDERED** that this case is **CLOSED** for all purposes, including statistics.

BY THE COURT:

S/Gene E.K. Pratter  
GENE E.K. PRATTER  
UNITED STATES DISTRICT JUDGE